

## 1 CERTIFICATE OF SERVICE BY ECF 2 I am employed in the County of San Diego, State of California. I am over the age of 18 and not a party to the within action. My business address is 501 West Broadway, 15th Floor, San 3 Diego, California 92101. 4 On July 15, 2008, I electronically filed: 5 DEFENDANT'S EX PARTE APPLICATION FOR CONTINUANCE OF HEARING DATE ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION 6 7 DECLARATION OF CHARLENE J. WILSON IN SUPPORT OF DEFENDANT'S EX PARTE APPLICATION FOR CONTINUANCE OF HEARING DATE ON PLAINTIFF'S MOTION FOR PRELIMINARY 8 **INJUNCTION** 9 [PROPOSED] ORDER GRANTING DEFENDANT'S EX PARTE 10 APPLICATION FOR CONTINUANCE OF HEARING DATE ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION 11 Said document(s) is/are available for viewing and downloading from the Court's ECF System and 12 said document(s) was/were served upon all interested parties listed below in the manner indicated. 13 Via CM/ECF System 14 Attorneys for Plaintiff Michael John Thomas, Esq. Aparna Rajagopal-Durbin, Esq. NUTRISHARE, INC. 15 DOWNEY BRAND LLP 16 555 Capitol Mall, 10th Floor Telephone: (916) 444-1000 Facsimile: (916) 444-2100 Sacramento, CA 95814-4686 17 I declare under penalty of periury under the laws of the State of California that I am 18 employed by a member of the bar of this Court and that the foregoing is true and correct. 19 Executed on July 15, 2008, at San Diego, California. 20 21 Susan L. Pierson (Signature) (Type or print name) 22 23 24 25 26 27 28 len Matkins Leck Gamble Mallory & Natsis LLP 701144.01/SD

CERTIFICATE OF SERVICE